

**UNITED STATES DISTRICT COURT**  
for the Northern District of California, San Francisco Division

<u>EUROSEMILLAS, S.A., a Spanish corporation,</u>	Plaintiff	)
v.		)
PLC DIAGNOSTICS, INC., a Delaware		)
corporation; NATIONAL MEDICAL SERVICES,		)
INC. dba NMS LABS, a Pennsylvania corporation;		)
LDIP, LLC, a Delaware limited liability company;		)
REUVEN DUER; ERIC RIEDERS; and DOES 1		)
through 10, inclusive,		)
<i>Defendants, Third-party plaintiffs</i>		)
v.		)
MOHAN UTTARWAR, an individual, and		)
PIYUSH GUPTA, an individual,		)
<i>Third-party defendants.</i>		)

**SUMMONS ON A THIRD-PARTY COMPLAINT**

To: (*Third-party defendant's name and address*)

MOHAN UTTARWAR  
21620 Rainbow Drive, Cupertino, CA 95014

PIYUSH GUPTA  
7842 Belknap Dr., Cupertino, CA 95014

A lawsuit has been filed against defendants PLC DIAGNOSTICS, INC., a Delaware corporation; NATIONAL MEDICAL SERVICES, INC. dba NMS LABS, a Pennsylvania corporation; LDIP, LLC, a Delaware limited liability company; REUVEN DUER; ERIC RIEDERS, who as third-party plaintiffs are making this claim against you to pay part or all of what the defendants may owe to the plaintiff EUROSEMILLAS, S.A., a Spanish corporation,

Within 20 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff and on the defendant an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the defendant or defendant's attorney, whose name and address are:

Steven J. Kahn (CA Bar No. 76933)  
Harry D. Hochman (CA Bar No. 132515)  
PACHULSKI STANG ZIEHL & JONES LLP  
150 California Street, 15th Floor  
San Francisco, CA 94111-4500  
Telephone: 415.263.7000; Facsimile: 415.263.7010  
Email: skahn@pszjlaw.com; hhochman@pszjlaw.com

It must also be served on the plaintiff or plaintiff's attorney, whose name and address are:

Ruchit Kumar Agrawal (CA Bar No. 299290)  
KUMAR LAW  
6525 Crown Blvd., #20072  
San Jose, CA 95160  
Telephone: (408) 601-0586  
Email: Ruchit@kumarlawsv.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the third-party complaint. You also must file the answer or motion with the court and serve it on any other parties.

A copy of the plaintiff's second amended complaint (Dkt. 27) is also attached. You may — but are not required to — respond to it.

Date: \_\_\_\_\_

**CLERK OF COURT**

*Signature of Clerk or Deputy Clerk*

American LegalNet, Inc.  
[www.FormsWorkflow.com](http://www.FormsWorkflow.com)



Civil Action No. 17-cv-3159-MEJ

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*This summons for (*name of individual and title, if any*) \_\_\_\_\_was received by me on (*date*) \_\_\_\_\_

I personally served the summons on the individual at (*place*) \_\_\_\_\_  
 \_\_\_\_\_ on (*date*) \_\_\_\_\_; or

I left the summons at the individual's residence or usual place of abode with (*name*) \_\_\_\_\_  
 \_\_\_\_\_, a person of suitable age and discretion who resides there,  
 on (*date*) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

I served the summons on (*name of individual*) \_\_\_\_\_, who is  
 designated by law to accept service of process on behalf of (*name of organization*) \_\_\_\_\_  
 \_\_\_\_\_ on (*date*) \_\_\_\_\_; or

I returned the summons unexecuted because \_\_\_\_\_; or

Other (*specify*): \_\_\_\_\_  
 \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

*Server's signature**Printed name and title**Server's address*

Additional information regarding attempted service, etc: